

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Crowley et al.

Intl. Appln. No.: PCT/GB03/005248

IA Filing Date: December 3, 2003

U.S. Appln No.: 10/540,037

§ 371 Date: June 22, 2005

For: FUNGICIDES

Action: **RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Date: March 10, 2009

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO NON-COMPLIANT AMENDMENT

The Notice of Non-Compliant Amendment mailed on February 20, 2009 has a shortened statutory period for response set to expire on March 20, 2009. Applicants reviewed the subject Amendment submitted on July 23, 2008, and found claims 1 through 12 properly identified. Accordingly, Applicants respectfully disagree with the Examiner and request the Examiner to specify what claims have not been correctly identified.

Applicants respectfully request entry of the Amendment filed on July 23, 2008 and allowance of all of the pending claims. Applicants respectfully submit that this application is in condition for allowance or places the application in better form for appeal.

Applicants do not believe that a fee is due with this response. However, if the Examiner determines that additional fees are due, the Commissioner is hereby authorized to charge any such additional fees, or credit any overpayment, to Account No. 50-1676 in the name of Syngenta Crop Protection, Inc.

Respectfully submitted,

USPTO Customer No. 26748
Syngenta Crop Protection, Inc.
Patent and Trademark Dept.
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/Rebecca A. Howard/
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Date: March 10, 2009